

House Bill 358 (AS PASSED HOUSE AND SENATE)

By: Representatives Talton of the 145<sup>th</sup>, O'Neal of the 146<sup>th</sup>, Manning of the 32<sup>nd</sup>, Sims of the 151<sup>st</sup>, Bryant of the 160<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-16-102 of the Official Code of Georgia Annotated, relating to  
2 death benefits under the Sheriffs' Retirement Fund of Georgia, beneficiaries, and the  
3 procedure for designation of beneficiary to receive such benefits, so as to increase the  
4 amount of the death benefit; to provide conditions for an effective date and automatic repeal;  
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 47-16-102 of the Official Code of Georgia Annotated, relating to death benefits  
9 under the Sheriffs' Retirement Fund of Georgia, beneficiaries, and the procedure for  
10 designation of beneficiary to receive such benefits, is amended by revising paragraph (2) as  
11 follows:

12 "(2) In addition to the death benefits provided in paragraph (1) of this Code section, upon  
13 the death of any inactive member who would otherwise qualify to be carried upon the  
14 active membership rolls but for the fact that the member no longer holds the office of  
15 sheriff, any member who is receiving retirement benefits, or any member who is  
16 otherwise qualified to receive retirement benefits from this fund except that the member  
17 has not reached the age of 55 years or has not filed an application or has not been  
18 approved for retirement benefits, the sum of ~~\$7,000.00~~ \$15,000.00 shall be paid as  
19 additional death benefits to the surviving spouse of such member, if any, to the member's  
20 named beneficiary, if any, or to the member's estate, in that order. Upon the death of any  
21 active member, the sum of ~~\$7,000.00~~ \$15,000.00 shall be paid as additional death  
22 benefits to the surviving spouse of such member, if any, to the member's named  
23 beneficiary, if any, or to the member's estate, in that order;"

**SECTION 2.**

This Act shall become effective on July 1, 2008, only if it is determined to have been concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not become effective and shall be automatically repealed in its entirety on July 1, 2008, as required by subsection (a) of Code Section 47-20-50.

**SECTION 3.**

All laws and parts of laws in conflict with this Act are repealed.